

CLAIMS

Convention signed at México January 30, 1843, supplementing convention of April 11, 1839

Ratified by Mexico February 7, 1843

Senate advice and consent to ratification March 2, 1843

Ratified by the President of the United States March 13, 1843

Ratifications exchanged at Washington March 29, 1843

Entered into force March 29, 1843

Proclaimed by the President of the United States March 30, 1843

*Terminated by treaty of February 2, 1848*¹

8 Stat. 578; Treaty Series 206²

CONVENTION FURTHER TO PROVIDE FOR THE PAYMENT OF AWARDS IN FAVOR OF CLAIMANTS UNDER THE CONVENTION BETWEEN THE UNITED STATES AND THE MEXICAN REPUBLIC OF THE 11th APRIL 1839

Whereas by the Convention between the United States and the Mexican Republic of the 11th of April 1839,³ it is stipulated that if it should not be convenient to the Mexican Government to pay at once the sums found to be due to the Claimants under that Convention,—that Government shall be at liberty to issue Treasury notes in satisfaction of those sums;—and whereas the Government of Mexico anxious to comply with the terms of said Convention and to pay those awards in full, but finds it inconvenient either to pay them in money or to issue the said Treasury notes, The President of the United States has, for the purpose of carrying into full effect the intentions of the said parties, conferred full powers on Waddy Thompson, Envoy Extraordinary and Minister of the United States to the Mexican Government, and the President of the Mexican Republic has conferred full powers on José M^a de Bocanegra, Minister of Foreign Relations and Government, and Manuel Eduardo de Gorostiza, Minister of Finances;

And the said Plenipotentiaries after having exchanged their full powers,—found to be in due form,—have agreed to and concluded the following articles.

¹ TS 207, *post*, p. 791. The 1848 treaty provides in art. XIII for payment of the awards rendered under the treaties of 1839 and 1843.

² For a detailed study of this convention, see 4 Miller 479.

³ TS 205, *ante*, p. 783.

ARTICLE 1st

On the 30th day of April 1843, the Mexican Government shall pay all the interest which may then be due on the awards in favor of claimants under the Convention of the 11th of April 1839, in gold or silver money, in the city of Mexico.

ARTICLE 2^d

The principal of the said awards and the interest accruing thereon, shall be paid in five years in equal instalments every three months, the said term of five years to commence on the 30th day of April 1843 aforesaid.

ARTICLE 3^d

The payments aforesaid shall be made in the city of Mexico to such person as the United States may authorize to receive them in gold or silver money. But no circulation, export nor other duties shall be charged thereon, and the Mexican Government takes the risk, charges and expenses of the transportation of the money to the city of Veracruz.

ARTICLE 4th

The Mexican Government hereby solemnly pledges the proceeds of the direct taxes of the Mexican Republic for the payment of the instalments and interest aforesaid; but it is understood that whilst no other fund is thus specifically hypothecated that the Government of the United States by accepting this pledge does not incur any obligation to look for payment of those instalments and interest to that fund alone.

ARTICLE 5th

As this new arrangement which is entered into for the accommodation of Mexico, will involve additional charges of freight, commissions &c., the Government of Mexico hereby agrees to add two and a half per centum to each of the aforesaid payments on account of said charges.

ARTICLE 6th

A new Convention shall be entered into for the settlement of all claims of the Government and Citizens of the United States against the Republic of Mexico, which were not finally decided by the late Commission which met in the city of Washington, and of all claims of the Government and citizens of Mexico against the U. States.

ARTICLE 7th

The ratifications of this Convention shall be exchanged at Washington within three months after the date thereof provided it shall arrive at Washington before the adjournment of the present Session of Congress,—and if not

then within one month after the meeting of the next Congress of the United States.

In faith whereof we the Plenipotentiaries of the United States of America, and of the Mexican Republic have signed and sealed these presents.

Done at the city of Mexico on the thirtieth day of January one thousand eight hundred and forty three, and in the sixty seventh year of the Independence of the United States of America, and in the twenty third of that of the Mexican Republic.

WADDY THOMPSON [SEAL]

J. M^a DE BOCANEGRA [SEAL]

M. E. DE GOROSTIZA [SEAL]